

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT		1. CONTRACT ID CODE		PAGE 1	OF PAGES 7		
2. AMENDMENT/MODIFICATION NO. 0009		3. EFFECTIVE DATE As Signed in Block 16C		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED  GSA Small Business GWAC Center 1500 E. Bannister Road, Room 1076 Kansas City, MO 64131				7. ADMINISTERED BY (If other than Item 6)  SEE BLOCK 6			
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)				(✓)	9A. AMENDMENT OF SOLICITATION NO.		
					9B. DATED (SEE ITEM 11)		
				X	10A. MODIFICATION OF CONTRACT/ORDER NO.		
					10B. DATED (SEE ITEM 13) Jan 21, 2005		
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning 3 copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
(✓)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.						
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).						
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:						
X	Supplemental Agreement – FAR 43.103 (a)						
	D. OTHER (Specify type of modification and authority)						
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input checked="" type="checkbox"/> is required to sign this document and return 1 copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)							
The purpose of this modification is to, at no cost to either party, update current contract information and clauses and to incorporate new clauses in conjunction with the American Recovery and Reinvestment Act (ARRA).							
Except as provided herein, all terms and conditions of the document reference in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				Todd J. Tekesky Contracting Officer			
15B. CONTRACTOR/OFFEROR		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA		16C. DATE SIGNED	
(Signature of person authorized to sign)				BY		(Signature of Contracting Officer)	

1. Correct the dollar based size standards listed on page 4 of 53 of the contract from \$6M or \$12.5M to \$7M or \$15M for tier I. Change the dollar based size standards listed on page 4 of 53 of the contract from \$21M to \$25M tier II.
2. Replace paragraph D.2 on page 8 of 53 of the COMMITTS NG contract with the following paragraph:

**D.2 FAR 52.252-02 CLAUSES INCORPORATED BY REFERENCE (FEB 1998)**

This contract incorporates one or more clauses by reference, with the same force and effect as if it were in full text. The applicable F.O.B. will be incorporated into the individual Task Orders pursuant to the Master Contract. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this address: <http://www.ARNet.gov/far>.

FEDERAL ACQUISITION REGULATION (48 CFR CHAPTER 1) CLAUSES

<u>CLAUSE</u>	<u>TITLE</u>	<u>DATE</u>
52.247-29	F.O.B Origin	FEB 2006
52.247-34	F.O.B. Destination	NOV 1991
52.247-62	Specific Quantities	APR 1984

3. Replace paragraph E.2 on page 10 of 53 of the COMMITTS NG contract with the following paragraph:

**E.2 FAR 52.252-2 CONTRACT CLAUSES INCORPORATED BY REFERENCE (FEB 1998)**

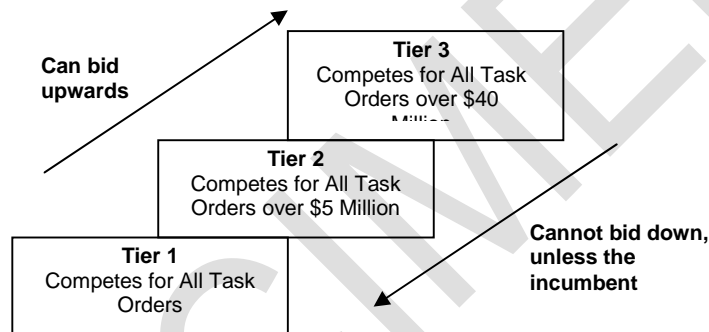
This Contract incorporates the following Federal Acquisition Regulation (FAR) clauses, by reference, with the same force and effect as if they were given in full text. The applicable clauses will be incorporated into the individual Task Orders pursuant to the Master Contract. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically on the Internet at <http://www.ARNet.gov/far>.

<u>CLAUSE</u>	<u>TITLE</u>	<u>DATE</u>
52.246-02	INSPECTION OF SUPPLIES - FIXED PRICE	AUG 1996
52.246-03	INSPECTION OF SUPPLIES - COST REIMBURSEMENT	MAY 2001
52.246-04	INSPECTION OF SERVICES - FIXED-PRICE	AUG 1996
52.246-05	INSPECTION OF SERVICES - COST REIMBURSEMENT	APR 1984
52.246-06	INSPECTION - TIME-AND-MATERIAL AND LABOR HOUR	MAY 2001
52.246-15	CERTIFICATE OF CONFORMANCE	APR 1984
52.246-16	RESPONSIBILITY FOR SUPPLIES	APR 1984

4. Replace paragraph H.3(d) on page 21 of 53 of the COMMITTS NG contract with the following paragraph:

d. The Government will use a three-tier ordering process for task order competition as described in Section C.2. Contractors in Tier I are certified under NAICS codes with \$7 million or \$15 million size standards and compete for all task orders regardless of life cycle value. Contractors in Tier II are certified under NAICS codes with size standards of \$25 million or 500 employees and compete for all task orders with a life cycle value greater than \$5 Million. Contractors in Tier III are certified under NAICS codes with a size standard of 1500 employees and can only compete for task orders with a life cycle value greater than \$40 million.

The below graph illustrates the above process:



5. Replace paragraph I.1 on pages 37 through 40 of 53 of the COMMITTS NG contract with the following paragraph, clauses listed in **BOLD** are new and added to the contract in accordance with the American Recovery and Reinvestment Act of 2009 (FAC 2005-032 Effective 31 March 2009).

#### **Recovery Act Background**

*On February 17, 2009, The President signed Public Law 111-5, the Recovery Act. The Act imposes a number of requirements on Executive Branch departments and agencies receiving Recovery Act funds to meet the broader goals and objectives (e.g. level of transparency and accountability) of the Recovery Act. In addition, the Recovery Act includes a number of requirements to be implemented in Federal Government contracts.*

*Five Federal Acquisition Regulation (FAR) interim rules were published in the Federal Register on March 31, 2009, in FAC 2005-032, providing authorities, policies, and procedures for governmentwide implementation of the Recovery Act and for special contract procedures contained in the OMB Guidance. The interim rules immediately make available FAR contract clauses to include in Government Contracts.*

#### **I.1 FAR 52.252-2 - Clauses Incorporated by Reference (FEB 1998)**

This contract incorporates one or more clauses by reference, with the same force and effect as if it were in full text. The applicable clauses will be incorporated into the individual Task Orders pursuant to the Master Contract. Upon request, the Contracting

Officer will make their full text available. Also, the full text of a clause may be accessed

electronically at the URL: <http://www.ARNet.gov/far>.

### **FEDERAL ACQUISITION REGULATION CLAUSES**

<b><u>CLAUSE</u></b>	<b><u>CLAUSE TITLE</u></b>	<b><u>DATE</u></b>
52.202-01	Definitions	JUL 2004
52.203-03	Gratuities	APR 1984
52.203-05	Covenant against contingent Fees	APR 1984
52.203-06	Restrictions on Subcontractor Sales to the Government	SEP 2006
52.203-07	Anti-Kickback Procedures	JUL 1995
52.203-08	Cancellation, Rescission & Recovery of Funds for Illegal or improper Activity	JAN 1997
52.203-12	Limitation on Payments to Influence Certain Federal Transactions	SEP 2007
<b>52.203-15</b>	<b>Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009</b>	<b>MAR 2009</b>
52.204-02	Security Requirements	AUG 1996
52.204-04	Printing/Copying Double-Sided on Recycled Paper	AUG 2000
52.204-9	Personal Identity Verification of Contractor Personnel	SEP 2007
<b>52.204-11</b>	<b>American Recovery and Reinvestment Act – Reporting Requirements</b>	<b>MAR 2009</b>
52.209-6	Protecting Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	SEP 2006
52.211-05	Material Requirements	AUG 2000
<b>52.212-4</b>	<b>Contract Terms and Conditions – Commercial Items</b>	<b>MAR 2009</b>
<b>52.212-5</b>	<b>Contract Terms and Conditions Required to Implement Statutes or Executive Orders – Commercial Items</b>	<b>MAR 2009</b>
52.215-02	Audit and Records — Negotiation	MAR 2009
<b>52.215-2</b>	<b>Alternate I</b>	<b>MAR 2009</b>
52.215-08	Order of Precedence — Uniform Contract Format	OCT 1997
52.215-10	Price Reduction for Defective Cost or Pricing Data	OCT 1997
52.215-11	Price Reduction for Defective Cost or Pricing Data – Modifications	OCT 1997
52.215-12	Subcontractor Cost or Pricing Data	OCT 1997
52.215-13	Subcontractor Cost or Pricing Data – Modification	OCT 1997
52.215-14	Integrity of Unit Prices	OCT 1997
52.215-15	Pension Adjustments and Asset Reversion	OCT 2004
52.215-18	Reversion or Adjustment of Plans for Post-retirement Benefits Other Than Pensions (PRB)	JUL 2005
52.215-21	Requirements for Cost or Pricing Data or Information Other Than Costs or Pricing Data - Modifications	OCT 1997
52.215-21	Requirements for Cost or Pricing Data or Information Other Than Costs or Pricing Data – Modifications (OCT 1997) Alternate III	OCT 1997
52.215-21	Requirements for Cost or Pricing Data or Information other Than Costs or Pricing Data – Modifications (OCT 1997) Alternate IV	OCT 1997
52.216-07	Allowable Cost and Payment	DEC 2002

52.216-08	Fixed Fee	MAR 1997
52.216-10	Incentive Fee	MAR 1997
52.216-16	Incentive Fee Revision — Firm Target	OCT 1997
52.216-17	Incentive Price Revision - Successive Targets	OCT 1997
52.217-02	Cancellation Under Multiyear Contracts	OCT 1997
52.217-08	Option to Extend Services	NOV 1999
52.217-09	Option to Extend the Term of the Contract	MAR 2000
52.219-06	Notice of Total Small Business Set-Aside	JUN 2003
52.219-08	Utilization of Small Business Concerns	MAY 2004
52.219-14	Limitations on Subcontracting	DEC 1996
52.219-28	Post Award Small Business Program Rerepresentation	APR 2009
52.222-2	Payment for Overtime Premiums	JUL 1990
52.222-03	Convict Labor	JUN 2003
52.222-20	Walsh-Healey Public Contracts Act	DEC 1996
52.222-21	Prohibition of Segregated Facilities	FEB 1999
52.222-26	Equal Opportunity	MAR 2007
52.222-29	Notification of Visa Denial	JUN 2003
52.222-35	Equal Opportunity for Special Disabled, Veterans of the Vietnam Era, and Other Eligible Veterans	SEP 2006
52.222-36	Affirmative Action for Workers Disabilities	JUN 1998
52.222-37	Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans	SEP 2006
52.222-41	Service Contract Act of 1965, as Amended	NOV 2007
52.222-43	Fair Labor Standards Act and Services Contract Act Price Adjustment	NOV 2006
52.222-46	Evaluation of Compensation for Professional Employees	FEB 1993
52.222-47	RESERVED	
52.222.48	Exemption from Application of Service Contract Act Provisions for Contracts for Maintenance, Calibration, And/or Repair of Certain Information Technology, Scientific and Medical and/or Office and Business Equipment — Contractor Certification	FEB 2009
52.222-49	Service Contract Act-Place of Performance Unknown	MAY 1989
52.222.50	Combating Trafficking in Persons	FEB 2009
52.223-05	Pollution Prevention and Right-to-Know Information	APR 1998
52.223-06	Drug Free Workplace	AUG 2003
52.223-10	Waste Reduction Program	AUG 2000
52.223-14	Toxic Chemical Release Reporting	AUG 2003
52.223.16	IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products	DEC 2007
52.224-01	Privacy Act Notification	APR 1984
52.224-02	Privacy Act	APR 1984
52.225-01	Buy American Act — Supplies	FEB 2009
52.225-03	Buy American Act — North American Free Trade Agreement - Israeli Trade Act	FEB 2009
52.225-13	Restrictions on Certain Foreign Purchases	JUN 2008
<b>52.225-21</b>	<b>Required Use of American Iron, Steel and Other Manufactured Goods – Buy American Act – Construction Materials</b>	<b>MAR 2009</b>
<b>52.225-22</b>	<b>(provision) Notice of Required Use of American Iron,</b>	

**Steel and Other Manufactured Goods – Buy**

	<b>American Act – Construction Materials</b>	<b>MAR 2009</b>
<b>52.225-22</b>	<b>Alternate I</b>	<b>MAR 2009</b>
<b>52.225-23</b>	<b>Required Use of American Iron, Steel and Other Manufactured Goods – Buy American Act – Construction Materials Under Trade Agreements</b>	
<b>52.225-23</b>	<b>Alternate I</b>	<b>MAR 2009</b>
<b>52.225-24</b>	<b>(provision) Required Use of American Iron, Steel and Other Manufactured Goods – Buy American Act – Construction Materials Under Trade Agreements</b>	<b>MAR 2009</b>
<b>52.225-24</b>	<b>Alternate I</b>	<b>MAR 2009</b>
<b>52.225-24</b>	<b>Alternate II</b>	<b>MAR 2009</b>
52.226-01	Utilization of Indian Organizations and Indian Owned Economic Enterprises	JUN 2000
52.227-01	Authorization and Consent	DEC 2007
52.227-02	Notice and Assistance Regarding Patent and Copyright Infringement	DEC 2007
52.227-03	Patent Indemnity	APR 1984
52.227-14	Rights in Data – General	DEC 2007
52.227-16	Additional Data Requirements	JUN 1987
52.227-17	Rights in Data - Special Works	DEC 2007
52.228-05	Insurance - Work on a Government Installation	JAN 1997
52.228-07	Insurance - Liability to Third Persons	MAR 1996
52.229-03	Federal, State, and Local Taxes	APR 2003
52.230-02	Cost Accounting Standards	OCT 2008
52.230-03	Disclosure and Consistency of Cost Accounting Practices	OCT 2008
52.230-06	Administration of Cost Accounting Standards	MAR 2008
52.232-01	Payments	APR 1984
52.232-07	Payments under Time-and-Materials and Labor-Hour Contracts	FEB 2007
52.232-08	Discounts for Prompt Payment	FEB 2002
52.232-11	Extras	MAY 1984
52.232-16	Progress Payments	APR 2003
52.232-17	Interest	OCT 2008
52.232-18	Availability of Funds	APR 1984
52.232-19	Availability of Funds for the Next Fiscal Year	APR 1984
52.232-20	Limitation of Cost	APR 1984
52.232-22	Limitation of Funds	APR 1984
52.232-23	Assignment of Claims	JAN 1986
52.232-25	Prompt Payment	OCT 2008
52.232-25	Prompt Payment — Alternate I	FEB 2002
52.232-32	Performance-Based Payments	JAN 2008
52.232-33	Payment by Electronic Funds Transfer — Central Contractor Registration	OCT 2003
52.233-01	Disputes	JUL 2002
52.233-01	Disputes - Alternate I	DEC 1991
52.233-03	Protest after Award	AUG 1996
52.233-03	Protest after Award (AUG 1996) - Alternate I	JUN 1985
52.237-02	Protection of Government Buildings, Equipment and Vegetation	APR 1984
52.237-03	Continuity of Services	JAN 1991
52.239-01	Privacy or Security Safeguards	AUG 1996

52.242-01	Notice of Intent to Disallow Costs	APR 1984
52.242-03	Penalties for Unallowable Costs	MAY 2001
52.242-04	Certification of Final Indirect Costs	JAN 1997
52.242-13	Bankruptcy	JUL 1995
52.243-01	Changes - Fixed Price	AUG 1987
52.243-01	Changes - Fixed Price - Alternate I	APR 1984
52.243-01	Changes - Fixed Price - Alternate II	APR 1984
52.243-02	Changes - Cost Reimbursement	AUG 1987
52.243-02	Changes - Cost Reimbursement - Alternate I	APR 1984
52.243-02	Changes - Cost Reimbursement - Alternate II	APR 1984
52.243-03	Changes - Time-and-Materials or Labor-Hours	SEP 2000
52.243-07	Notification of Changes	APR 1984
52.244-02	Subcontracts	JUN 2007
52.244-02	Subcontracts (AU 1998) — Alternate I	JUN 2007
52.244-05	Competition in Subcontracting	DEC 1996
52.244-06	Subcontracts for Commercial Items	MAR 2009
52.245-01	Government Property	JUN 2007
52.245-02	Government Property Installation Operation Services	JUN 2007
52.245-05	RESERVED	
52.245-09	Use and Charges	JUN 2007
52.246-25	Limitation of Liability – Services	FEB 1997
52.248-01	Value Engineering	FEB 2000
52.249-02	Termination for Convenience of the Government (Fixed Price)	MAY 2004
52.249-04	Termination for Convenience of the Government (Services) (Short Form)	APR 1984
52.249-06	Termination (Cost-Reimbursement)	MAY 2004
52.249-06	Termination (Cost-Reimbursement) — Alternate IV	SEP 1996
52.249-08	Default (Fixed-Price Supply and Service)	APR 1984
52.249-14	Excusable Delays	APR 1984
52.251-01	Government Supply Sources	APR 1984
52.253-01	Computer Generated Forms	JAN 1991

6. Change the date for FAR clause 52.209-6 at paragraph I.3 on page 40 of 53 from (JUL 1995) to (SEP 2006)

7. Change the subcontracting report due dates in attachment J-3 on page 51 of 53 to read as follows:

Reporting period:

October 1 to March 31

April 1 to September 30

Report Due:

April 30

October 31

8. Remove page 19 from the contract in its entirety. This is a blank page and not replaced. Renumber all contract pages from page 20 of 53 through 53 of 53 starting at 19 of 52 through 52 of 52. Example: contract page 20 would now be page 19, contract page 21 would now be page 20... contract page 53 would now be page 52.

9. All other terms and conditions of the contract remain unchanged.